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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF WASHINGTON  
10 Hon. Rosanna Malouf Peterson

11 United States,

12 Plaintiff,

13 v.

14 Obet Cortez-Mendoza,

15 Defendant.

16 No. 2:20-CR-131-RMP

17 Order Granting Motion to  
18 Dismiss Because §1326 Violates  
19 the Fifth Amendment

Proposed

1 Before the Court is Obet Cortez-Mendoza's Motion to Dismiss Because  
2 §1326 Violates the Fifth Amendment.<sup>1</sup> After reviewing the submitting material and  
3 relevant authority, the Court is fully informed and hereby grants the motion.

4 Accordingly, IT IS HEREBY ORDERED: the abovementioned motion is  
5 GRANTED.

6 IT IS SO ORDERED. The District Court Executive is directed to enter this  
7 Order and distribute copies to counsel.

8 Dated: March \_\_\_\_\_, 2022

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10 Hon. Rosanna Malouf Peterson  
11 U.S. District Judge  
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<sup>1</sup> ECF No. \_\_\_\_.